

00-1-1204

(Do Not Write Above This Line)

A RESOLUTION

BY

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE COUNTIES OF CLAYTON, COBB, DEKALB, FULTON, AND GWINNETT, THE CITIES OF ATLANTA, ACTWORTH, ALPHARETTA, AUSTELL, COLLEGE PARK, EAST POINT, FAIRBURN, HAPEVILLE, KENNESAW, MARIETTA, PALMETTO, POWDER SPRINGS, ROSWELL, SMYRNA, AND UNION CITY, AND THE ATLANTA REGIONAL COMMISSION (ARC) FOR THE PURPOSES OF FUNDING AND IMPLEMENTING A REGIONAL PUBLIC INFORMATION AND EDUCATION PROGRAM FOR STORMWATER AND NON-POINT SOURCE POLLUTION AS PART OF THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND GEORGIA ENVIRONMENTAL PROTECTION DIVISION (EPD) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM.

ADOPTED BY

AUG 07 2000

COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

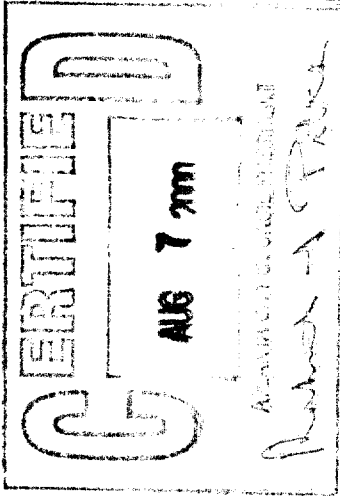
Committee <i>Environment</i>	Committee
Date <i>8/1/00</i>	Date
Chair <i>Chair: Shelley</i>	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other:	Other:
Members <i>Jim: [Signature] [Signature] [Signature]</i>	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other:	Other:
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

CERTIFIED



CERTIFIED
AUG 07 2000

Ruth A. Price
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 13 2000

[Signature]



A RESOLUTION

BY

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE COUNTIES OF CLAYTON, COBB, DEKALB, FULTON, AND GWINNETT, THE CITIES OF ATLANTA, ACTWORTH, ALPHARETTA, AUSTELL, COLLEGE PARK, EAST POINT, FAIRBURN, HAPEVILLE, KENNESAW, MARIETTA, PALMETTO, POWDER SPRINGS, ROSWELL, SMYRNA, AND UNION CITY, AND THE ATLANTA REGIONAL COMMISSION (ARC) FOR THE PURPOSES OF FUNDING AND IMPLEMENTING A REGIONAL PUBLIC INFORMATION AND EDUCATIONAL PROGRAM FOR STORMWATER AND NON-POINT SOURCE POLLUTION AS A PART OF THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND GEORGIA ENVIRONMENTAL PROTECTION DIVISION (EPD) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROGRAM

WHEREAS, the Federal Government through the United States EPA and Georgia EPD did on November 16, 1990 publish in the Federal Register Part 11, 40 CFR, Parts 122, 123, and 124, a set of regulations regarding stormwater discharges as part of the Water Quality Act of 1987; and

WHEREAS, the municipal governments in the five county area of Clayton, Cobb, DeKalb, Fulton, Gwinnett, and the City of Atlanta (the "Local Governments") were required to make an application to the U.S. EPA for a Stormwater Discharge Permit, more specifically referred to as the NPDES application; and

WHEREAS, the City of Atlanta did successfully complete the necessary applications for its permit to the Georgia EPD, and a NPDES Permit was issued to it on June 15, 1994; and

WHEREAS, the City of Atlanta has been in compliance with the conditions of its NPDES Permit ever since then; and

WHEREAS, the Atlanta Regional Commission (the "Commission"), pursuant to the provisions of Georgia Section 50-8-80 et seq., is the agency responsible for comprehensive regional planning for the ten-county Atlanta region; and

WHEREAS, the pollution in stormwater runoff, has significant water quality impacts on the Atlanta region's water resources; and

WHEREAS, the Commission created the Atlanta Region Stormwater Management Task Force ("Task Force") consisting of representatives from the Atlanta region to address issues of stormwater management and water quality; and

WHEREAS, the Local Governments are working together through the Task Force to reduce the duplication of efforts and develop consistent stormwater management programs for the NPDES, MS4 permittees; and



WHEREAS, the Local Governments are required, as a condition of their NPDES MS4 permits reissued on June 15, 1999, to modify their stormwater management program ("SWMP") to increase public education efforts; and

WHEREAS, the goal of a public education and outreach program is to educate the public at large about the detrimental effects of nonpoint source pollution, stormwater discharges on local water bodies, and steps that can be taken to reduce stormwater pollution, including the individual actions they can take to protect or improve the quality of area water; and

WHEREAS, a regional public information and education program, undertaken collectively by the Local Governments in the Atlanta region, would not only be best able to meet the stated goal of NPDES permits requirement, but also would better communicate its message to all citizens by providing a consistent regional message, educational materials and activities; and

WHEREAS, by combining efforts and funding, a cooperative regional public information education program would reduce duplication of efforts, improve cost effectiveness by sharing costs, improve implementation, and make possible opportunities that would be difficult for a single Local Government to undertake; and

WHEREAS, a cooperative regional public information and education program proposal was put forward by the Task Force to be part of each Local Government's SWMP schedule and implementation plan, and will become a condition of NPDES MS4 permit;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1: The Mayor or his designee is and is hereby authorized to enter into cooperative agreement with the Atlanta Regional Commission, and other local governmental agencies.

SECTION 2: The Mayor or his designee is and is hereby authorized to enter into cooperative arrangements in an amount not to exceed one hundred and one thousand dollars (\$101,000) to be charged and paid from M21001-524001 - IAO1. Funds expended by the City of Atlanta for this program will be included in regional public information and educational programs such as: stormwater/non-point source pollution internet website, regional brochure and fact sheet program, regional stencil kit, illicit connection and discharge hotline, public awareness campaign and other related projects.

SECTION 3: That all resolutions in conflict herewith are hereby repealed.

A true copy,

Phonda Daughlin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

AUG 07, 2000
AUG 13, 2000



MEMORANDUM OF AGREEMENT

ATLANTA REGION NPDES STORMWATER PUBLIC INFORMATION AND EDUCATION PROGRAM

ATLANTA REGION STORMWATER MANAGEMENT TASK FORCE

THIS AGREEMENT, entered into as of this _____ day of _____, 2000 by and between THE COUNTIES OF CLAYTON, COBB, DEKALB, FULTON AND GWINNETT, THE CITIES OF ATLANTA, ACWORTH, ALPHARETTA, AUSTELL, COLLEGE PARK, EAST POINT, FAIRBURN, HAPEVILLE, KENNESAW, MARIETTA, PALMETTO, POWDER SPRINGS, ROSWELL, SMYRNA, AND UNION CITY (hereafter the aforementioned entities are referred to as the "Local Governments") and ATLANTA REGIONAL COMMISSION (hereinafter sometimes referred to as "ARC");

WITNESSETH

WHEREAS, the Local Governments were required by the Georgia Department of Natural Resources, Environmental Protection Division (hereinafter sometimes referred to as "EPD") pursuant to the Clean Water Act Amendments of 1987 to possess a NPDES MS4 permit for stormwater discharges from their publicly owned and operated stormwater sewer systems; and

WHEREAS, the Local Governments worked together as members of the Atlanta Region Stormwater Management Task Force (hereinafter referred to as "Task Force") to reduce the duplication of effort and develop consistent stormwater management programs for the NPDES MS4 permittees; and

WHEREAS, the Local Governments are required, as a condition of their NPDES MS4 permits reissued on June 15, 1999, to modify their stormwater management program (SWMPs) to increase public education efforts; and

WHEREAS, the goal of a public education and outreach program is to educate the public at large about the detrimental effects of nonpoint source pollution and stormwater discharges on local waterbodies and the steps that can be taken to reduce stormwater pollution, including the individual actions they can take to protect or improve the quality of area waters; and

WHEREAS, a regional public information and education program, undertaken collectively by the Local Governments in the Atlanta region, would not only be best able to meet the stated goals of the NPDES permit requirements, but also would better communicate its message to all citizens by providing a consistent regional message, educational materials and activities; and



WHEREAS, by combining efforts and funding, a cooperative regional public information and education program would reduce duplication of effort, improve cost effectiveness by sharing costs, improve implementation, and make possible opportunities that would be difficult or impossible for a single Local Government to undertake; and

WHEREAS, a cooperative regional public information and education program was developed by the Task Force to be submitted by each Local Government as part of its NPDES MS4 schedule and implementation plan, and will become a condition of the permit.

NOW, THEREFORE, for and in consideration of the premises and the other mutual benefits to be derived herefrom, the Local Governments and ARC do hereby agree as follows:

1. The Local Governments and ARC agree to implement a regional public information and education program consisting of the following elements:
 - (a) Stormwater/Nonpoint Source Pollution Website
 - (b) Regional Brochure and Fact Sheet Program
 - (c) Regional Stencil Kit
 - (d) Illicit Discharge/Dumping Hotline
 - (e) Public Awareness Campaign
 - (f) Corporate Partnerships
 - (g) In-kind Services
2. The Local Governments and ARC agree to implement the regional public information and education program according to the following schedule:

Year 1 (June 15, 1999-June 14, 2000)

 - Create and operate stormwater and nonpoint source pollution information website
 - Set up and operate regional illicit dumping and discharge hotline

Year 2 (June 15, 2000-June 14, 2001)

 - *Continue Year 1 activities*
 - Develop and distribute brochures, fact sheets, stencil kits and other materials
 - Develop public awareness campaign
 - Solicit corporate partnerships

Year 3 (June 15, 2001-June 14, 2002)

 - *Continue Year 2 Activities*
 - Run public awareness ads

Year 4 (June 15, 2002-June 14, 2003)

 - *Continue Year 3 Activities*



- Public awareness follow-up

Year 5 (June 15, 2003-June 14, 2004)

- *Continue Year 4 Activities*

3. ARC agrees to act as coordinator of the regional public information and education program, and will act in the role of administrator of program funding and the hiring of professional services on behalf of the Local Governments.
4. ARC agrees to prepare an annual summary of the regional public information and education program activities. A copy will be provided to each Local Government and also forwarded to EPD.
5. The Local Governments agree to equitably share the cost of the regional public information and education program. Funding for the costs of the program will be provided to ARC by June 15 of each program year for Years 2-5. The cost share formula will be based on a Local Government's percentage of the total 1999 estimated population of all Local Governments party hereto. The funding share allocation is attached hereto as Exhibit A and made part of this Agreement.
6. In the event that one or more of the Local Governments who are contributing more than 5% of the program funding elects not to participate or fund this Agreement, the remaining Local Governments may renegotiate this Agreement. In the event that consensus cannot be reached through renegotiations, the Local Governments will have the option to terminate this Agreement, in which event any remaining funds paid to ARC, after settlement of actual costs and uncanceled obligations including third-party contracts, shall be returned to the Local Governments based upon the cost share formula.
7. Upon consideration of the Local Governments and ARC, and with the concurrence of EPD, the elements of the regional public information and education program and/or the program schedule may be modified by written amendment to best serve the needs of the program and the Local Governments.
8. This Agreement is effective upon complete execution and shall terminate June 14, 2004.

IN WITNESS WHEREOF, the party hereto has executed this agreement by and through its duly authorized representative as of the day and year first above written. The party hereto acknowledges this agreement is being executed in counterparts by each Local Government and ARC.



Atlanta Regional Commission

Director

Chair

Witnesseth

Cobb County

Witnesseth

Fulton County

Witnesseth

City of Atlanta

Witnesseth

Clayton County

Witnesseth

DeKalb County

Witnesseth

Gwinnett County

Witnesseth

City of Acworth

Witnesseth



City of Alpharetta

Witnesseth

City of Austell

Witnesseth

City of College Park

Witnesseth

City of East Point

Witnesseth

City of Fairburn

Witnesseth

City of Hapeville

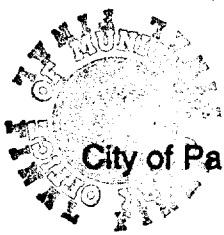
Witnesseth

City of Kennesaw

Witnesseth

City of Marietta

Witnesseth



City of Palmetto

Witnesseth

City of Roswell

Witnesseth

City of Union City

Witnesseth

City of Powder Springs

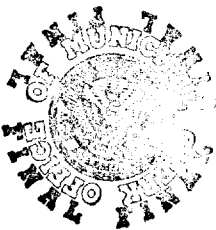
Witnesseth

City of Smyrna

Witnesseth

EXHIBIT A
Atlanta Region NPDES Stormwater Public Information and Education Program
Cost Share Formula

Location	1999 Estimated Population	% of Total	Cost Share Year 1 Mar 2000-Jun 2000	Cost Share Year 2 Jul 2000-Jun 2001	Cost Share Year 3 Jul 2001-Jun 2002	Cost Share Year 4 Jul 2002-Jun 2003	Cost Share Year 5 Jul 2003-Jun 2004	Total Program Cost 2000-2004
Clayton County	218,600	7.97%		\$35,983	\$4,782	\$5,181	\$5,579	\$51,525
Cobb County (uninc.)	438,143	15.97%		\$72,121	\$9,585	\$10,384	\$11,182	\$103,272
DeKalb County	610,000	22.24%		\$100,409	\$13,344	\$14,456	\$15,568	\$143,777
Fulton County (uninc.)	230,944	8.42%		\$38,015	\$5,052	\$5,473	\$5,894	\$54,434
Gwinnett County	523,900	19.10%		\$86,237	\$11,461	\$12,416	\$13,371	\$123,485
Acworth	10,410	0.38%		\$1,714	\$250	\$250	\$266	\$2,480
Alpharetta	27,167	0.99%		\$4,472	\$594	\$644	\$693	\$6,403
Atlanta	427,500	15.59%		\$70,369	\$9,352	\$10,131	\$10,911	\$100,763
Austell	4,891	0.18%		\$805	\$250	\$250	\$250	\$1,555
College Park	19,589	0.71%		\$3,224	\$429	\$464	\$500	\$4,617
East Point	34,362	1.25%		\$5,656	\$752	\$814	\$877	\$8,099
Fairburn	4,293	0.16%		\$706	\$250	\$250	\$250	\$1,456
Hapeville	5,429	0.20%		\$894	\$250	\$250	\$250	\$1,644
Kennesaw	16,924	0.62%		\$2,786	\$370	\$401	\$432	\$3,989
Marietta	50,342	1.84%		\$8,287	\$1,101	\$1,193	\$1,285	\$11,866
Palmetto	3,059	0.11%		\$504	\$250	\$250	\$250	\$1,254
Powder Springs	10,397	0.38%		\$1,711	\$250	\$250	\$265	\$2,476
Roswell	59,427	2.17%		\$9,782	\$1,300	\$1,408	\$1,517	\$14,007
Smyrna	36,847	1.34%		\$6,065	\$806	\$873	\$940	\$8,684
Union City	10,512	0.38%		\$1,730	\$250	\$250	\$268	\$2,498
State EPD			\$22,000	\$48,530				\$70,530
TOTAL	2,742,136		\$22,000	\$600,000	\$60,678	\$65,598	\$70,548	\$718,814



08/07/00 Council Meeting		
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSESED ON CONSENT AGENDA
1. 00-O-1009 2. 00-O-1010 3. 00-O-1011 4. 00-O-1012 5. 00-O-1079 6. 00-O-0834 7. 00-O-1065 8. 00-O-1004 9. 00-O-1112 10. 00-R-1139 11. 00-R-1140 12. 00-R-1141 13. 00-R-1142 14. 00-R-1144 15. 00-R-1204 16. 00-R-1208 17. 00-R-1209 18. 00-R-1210 19. 00-R-1106 20. 00-R-1146 21. 00-R-1147 22. 00-R-1194 23. 00-R-1203 24. 00-R-1205 25. 00-R-1212 26. 00-R-1213 27. 99-R-1145 28. 99-R-1932 29. 00-R-1108 30. 00-R-1110 31. 00-R-1129 32. 00-R-1130 33. 00-R-1131 34. 00-R-1134 35. 00-R-1206 36. 00-R-1121 37. 00-R-0329 38. 00-R-1136 39. 00-R-1137 40. 00-R-1138	41. 00-R-1175 42. 00-R-1176 43. 00-R-1177 44. 00-R-1178 45. 00-R-1179 46. 00-R-1180 47. 00-R-1181 48. 00-R-1182 49. 00-R-1183 50. 00-R-1184 51. 00-R-1185 52. 00-R-1186 53. 00-R-1187 54. 00-R-1188 55. 00-R-1189 56. 00-R-1190 57. 00-R-1191 58. 00-R-1192 59. 00-R-1193 60. 00-R-1199 61. 00-R-1200 62. 00-R-1201 63. 00-R-1202	64. 00-R-1148 65. 00-R-1149 66. 00-R-1150 67. 00-R-1151 68. 00-R-1152 69. 00-R-1153 70. 00-R-1154 71. 00-R-1155 72. 00-R-1156 73. 00-R-1157 74. 00-R-1158 75. 00-R-1159 76. 00-R-1160 77. 00-R-1161 78. 00-R-1162 79. 00-R-1163 80. 00-R-1164 81. 00-R-1165 82. 00-R-1166 83. 00-R-1167 84. 00-R-1168 85. 00-R-1169 86. 00-R-1170 87. 00-R-1171 88. 00-R-1172 89. 00-R-1173 90. 00-R-1174